



United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

March 24, 2008

VIA FACSIMILE

Hon. Colleen McMahon
United States District Judge
United States Courthouse
500 Pearl Street, Room 640
New York, NY 10007

MEMO ENDORSED

Re: Kim v. Chertoff,
08 Civ. 00300 (CM)

Dear Judge McMahon:

I write respectfully to request a sixty-day extension of time, from March 24 to May 23 to respond to the complaint in the above-referenced civil action. This is the Government's first request for an extension.

OD
Colleen McMahon
3/24/08

This is a mandamus action in which plaintiff seeks an order compelling Citizenship and Immigration Services ("CIS") to adjudicate her application for adjustment of status. After the complaint was filed, this Office was informed by CIS that plaintiff's application was adjudicated and, in fact, granted. Further, CIS indicated that plaintiff's green card was mailed to her on or about February 27, 2008. Plaintiff's counsel, Daniel Lundy, has informed me that he is attempting to contact plaintiff to verify whether she has received her green card and is unwilling to withdraw this action at this time. Accordingly, we request a sixty-day extension of time to resolve this case. Plaintiff's counsel consents to this request.

I thank the Court for its consideration of this request.

Respectfully,

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

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DATE FILED: <u>3/24/08</u>

By:

cc: Daniel Lundy, Esq.
(via facsimile)